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**TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING
REJECTION OVER A PENDING "REFERENCE" APPLICATION**
Cocket Number (Optional)
068911-0116

In re Application of: Matthew L. Tripp

Application No.: 10/632,388

Filed: March 21, 2007

For: COMPOSITIONS THAT TREAT OR INHIBIT PATHOLOGICAL CONDITIONS ASSOCIATED WITH INFLAMMATORY RESPONSE

The owner*, METAPOTONICS LLC, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending reference Application Number 10/557,293, filed on 12/20/2006, as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the reference application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on said reference application, "as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application." In the event that any such patent, granted on the pending reference application, expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

Check either box 1 or 2 below, if appropriate.

- For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment; or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

- The undersigned is an attorney or agent of record. Reg No. 59,037

Signature

04/01/2011

Date

/Atabek Royyedi
 Typed or printed name
(817) 535-4108
 Telephone Number

- Terminal disclaimer fee under 37 CFR 1.20(d) is included.

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This collection of information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

TERMINAL DISCLAIMER REJECTION OVER A PENDING "REFERENCE" APPLICATION

In re Application of Matthew L. Tripp

Application No.: 10/532,388

Filed March 21, 2007

For: COMPOSITIONS THAT TREAT OR INHIBIT PATHOLOGICAL CONDITIONS ASSOCIATED WITH INFLAMMATORY RESPONSE

The owner¹, JOHNSON & JOHNSON INC. of 1000 Corporate Park Drive, Rutherford, NJ 07070, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, or any extension thereof, under 35 U.S.C. § 356, is hereby disclaimed. The terminal part of the statutory term of any patent granted on said reference application may also disclaim any term or extension thereof under 35 U.S.C. § 356, if the owner hereby agrees that any patent so granted on instant application runs with any patent granted on the reference application, are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on said reference application that may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application. In the event that any such patent granted on the pending reference application is statutorily disclaimed in whole or in part (including, but not limited to, Section 35 U.S.C. § 321), this disclaimer is found invalid by a court of competent jurisdiction, the statutory disclaimer is reinstated or is in any manner terminated prior to the expiration of the full statutory term as shortened by any terminal disclaimer filed prior to its grant. Check either box 1 or 2 below, if appropriate.

- For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that wilful false statements made under the like circumstances are punishable by law or imprisonment, or both, under Section 1001 or Title 18 of the United States Code and that such wilful false statements may disqualify the validity of this application or any patent issued thereon.

- The undersigned is an attorney or agent of record. Reg. No. 58,037



Signature

Matthew L. Tripp

Typed or printed name

3512153SA108
Telephone Number

Date
07/01/2012

- Terminal disclaimer fee under 37 CFR 1.20(d) is included.

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TERMINAL DISCLAIMER IS MADE A PROVISIONAL DOUBLE PATENTING

Editor's Options

THE APPLICATION OF SPECTRUM IN THERAPY

Application No.: 165522-388

Fried, March 21, 2007

FOR COMPOSITIONS

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This application may be disclaimed by any terminal disclaimer filed prior to the grant of any patent on the broadest claims recited in this application. The owner hereby agrees that any patent so granted on this instant application shall be enforceable only for and during such period as and any patent granted on the instant application and is granted upon the grantee's application as commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee's successors or assigns.

- I, hereby, declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that those statements were made with the knowledge that within false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of this application or any Patent issued thereon.

John B. Smith
Signature

Amerik. Revue

LITERACY PASSAGES AND QUESTIONS

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